UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA,

v.

CRIMINAL ACTION
NO. 04-10215-GAO

DWAYNE BRANCO,
Defendant,

FINAL STATUS REPORT November 1, 2004

SWARTWOOD, M.J.

The following is a Final Status Report to O'Toole, J. to whom this case is assigned:

1. Rule 11 Hearing

Counsel for the parties requested that this case be returned to Judge O'Toole for a change of plea hearing. I have granted that request.

2. <u>Excludable Time</u>

With the assent of counsel for the parties, I have previously excluded from the Speedy Trial Act, the entire period from date of arraignment through October 28, 2004. Therefore, assuming no further order of excludable time under the plan for prompt

disposition of criminal cases, this case must be tried on or before Thursday, January 6, 2005.

/s/Charles B. Swartwood, III CHARLES B. SWARTWOOD, III MAGISTRATE JUDGE